

REMARKS

Claims 1-5 are pending in this application. Claims 4 and 5 are withdrawn from consideration.

The Examiner objected to claims 2 and 3 because of an informality in claim 2. Applicant has amended claim 2 to overcome the Examiner's objection. This also disposes of the objection to claim 3, which depends directly from claim 2.

Applicant notes the provisional rejection of claims 1-3 for obviousness-type double patenting over claims in copending U.S. Application No. 10/670,770. Due to the provisional nature of this rejection, applicant is not obliged to respond to the merits of the rejection at this time.

The Examiner rejected claims 1-3 under 35 USC 102(a) as being anticipated by "Yukitomo" JP Pub. No. 2002101949. Applicant respectfully traverses this rejection.

In Yukitomo (actually, "Yuhara"), an information sheet (exchangeable cover) 15 is inserted into a space 16 defined between a transparent canopy 17 and an inner lid 14, whereas in applicant's invention, an exchangeable cover 107 is adapted to be detachably attached to a lid 106 (see Figs. 1 and 2) or a case body 103. Further, Yukitomo does not disclose the claimed slide engagement member that consists of recesses 119 and raised portions 120 that are provided in the lid 106 and on the exchangeable cover 107, respectively. Also, Yukitomo's canopy 17 is fitted onto the inner lid 14 from above and is attached thereto with engaging projections 21.

Further, the second embodiment (Fig. 3) of Yukitomo discloses a canopy 47 that has a slidable slide 50 and a fixed portion 51 having a slide rail 54, but the fixed portion 51 is fixed on an inner lid 48, and the exchangeable cover 15 is also inserted in a space defined as the area between the canopy 47 and the inner lid 48. This is also not the claimed invention. Thus, claim 1 is patentable over the cited reference. This logic also disposes of claims 2 and 3, which depend directly and indirectly from claim 1.

The Examiner rejected claims 1-3 under 35 USC 102(b) as being anticipated by Landen U.S. Patent No. 3,586,010. Applicant respectfully traverses this rejection.

Landen does not disclose the claimed exchangeable cover. Reference numeral 10 denotes a case frame, which receives a drawer 11 adapted to be slidable into it for the application as a drawer. Further, the drawer 11 does not have a lid when pulled out from the case frame 10. This also is not the claimed invention. Thus, claim 1 is patentable over the cited reference. This logic also disposes of claims 2 and 3, which depend directly and indirectly from claim 1

The Examiner rejected claims 1 and 2 under 35 USC 102(b) as being anticipated by Lohrman U.S. Patent No. 5,115,930. Applicant respectfully traverses this rejection.

Lohrman discloses a base cap 12 that has a cylindrical wall 16 to engage the neck and mouth of a bottle, a plate 18 having an aperture and a captive cap 26 that is attached by a hinge 28 to the wall 16 (Fig. 3). An ornamental insert 14 is fitted onto the captive cap 26 from above, and is attached by a projection bead 31 of the captive cap 26 engaging ribs 43 of the ornamental insert 14. Lohrman differs from applicant's invention in that the direction in which one fits Lohrman's ornamental insert 14 onto it is perpendicular to the top of the captive cap 26 and the base cap 12, and in that the ornamental insert 14 is not subsequently detachable, as is the claimed exchangeable cover. Applicant has amended claim 1 to more clearly differentiate applicant's invention from Lohrman. Support for this amendment is found in the description of Embodiment 1 in the Specification. In view of the above, claim 1 is patentable over the cited reference. This logic also disposes of claim 2, which depends directly from claim 1.

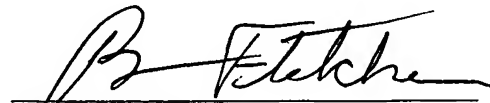
In view of the above, each of the claims in this application is in condition for allowance. Accordingly, applicant solicits early action in the form of a Notice of Allowance.

In the event that the transmittal letter is separated from this document and the Patent and Trademark Office determines that an extension and/or other relief is required, applicant petitions for any required relief including extensions of time and authorizes the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing Docket No. **371312002200**.

Respectfully submitted,

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